



JC10 Rec'd PCT/PTO 26 DEC 2001 PCT \$

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Bakulesh Khamar

GROUP ART UNIT:

SERIAL NO.: 09/868,075

EXAMINER:

FILED:

DOCKET NO.: 8076

FOR: THE PROCESS FOR MANUFACTURING FORMULATION OF TOPICAL  
BETA BLOCKERS WITH IMPROVED EFFICACY.

U.S. National Stage of  
International Application PCT/IB99/00378  
IA Filing Date: 01 March 1999

**Box PCT**

Commissioner For Patents

United States Patent and Trademark Office

Washington, D.C. 20231

December 18, 2001

Sir:

Transmitted herewith is:

- A Response to Notification of Missing Requirements under 35 USC § 371
- A copy of Confirmation No. 5439-371 Formalities Letter and Withdrawal of Abandonment Notice
- A copy of Petition to Revive Application For Patent Abandoned Unintentionally – 37 CFR 1.137(b), as mailed September 14, 2001.
- A check in the amount of \$65



12-26-2001

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #75

The Commissioner is hereby authorized to charge any additional fees or credit overpayment under 37 CFR 1.16 and 1.17, which may be required by this paper to Deposit Account 162201. *Duplicate copies of this sheet are enclosed.*

*J. Philip Polster*  
J. Philip Polster  
Registration No: 24,739

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Box PCT, Commissioner for Patents, Washington, D.C. 20231, on December 18, 2001.

*J. Philip Polster*  
J. Philip Polster, Reg. No. 24,739

*12/18/01*  
Date of Signature

PATENT

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Commissioner For Patents  
United States Patent and Trademark Office  
Washington, D.C. 20231

December 18, 2001

Sir:

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. § 371**

In response to the accompanying notification of missing requirements dated October 30, 2001, applicant submits herewith a check in the amount of \$65. It is believed that this completes the requirements of 35 U.S.C. § 371. Examination of the application is therefore requested.

01/03/2002 UEDUVIJE 00000178 09868075

01 FC:254

65.00 0P

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to, Commissioner for Patents, Washington, D.C. 20231 on December 18, 2001

J. Philip Postier, Reg. No. 24,739

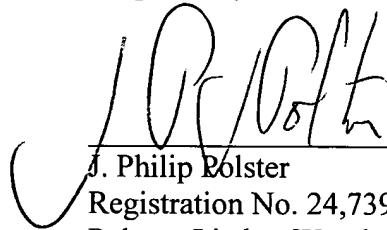
12/18/01

Date

It is noted that the Petition To Revive dated September 14, 2001 stated: "Please charge any additional costs, or credit any overpayment to Account No. 16-2201." The cover sheet for the Petition (copy enclosed) also authorized charging Account No. 162201 for any additional fees "which may be required by this paper." It is therefore requested that the application be given a 35 U.S.C. § 371 date of 18 September 2001, the date of receipt of the Petition.

Should any further action be required, applicant's undersigned attorney requests a telephone call.

Respectfully submitted,



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J. Philip Polster  
Registration No. 24,739  
Polster, Lieder, Woodruff & Lucchesi  
763 South New Ballas Rd.  
St. Louis, MO 63141  
(314) 872-8118  
Fax: (314) 991-2178

Commissioner For Patents, Box PCT, United States Patent and Trademark Office, Washington, D.C. 20231, [www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/868,075	Bakulesh M. Khamar	8076

J Philip Polster  
Polster Leider Woodruff & Lucchesi  
763 South Ballas Road  
St Louis Missouri, MS 63141-8750

**POLSTER, LEIDER,  
WOODRUFF & LUCCHESI**

NOV 05 2001



**RECEIVED**

INTERNATIONAL APPLICATION NO.

PCT/IB99/00378

I.A. FILING DATE

03/01/1999

PRIORITY DATE

12/11/1998

**CONFIRMATION NO. 5439**

**371 FORMALITIES LETTER**



\*OC000000006950898\*

Date Mailed: 10/30/2001

## **NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- ✓ • U.S. Basic National Fees
- ✓ • Indication of Small Entity Status
- ✓ • Priority Document
- ✓ • Copy of references cited in ISR
- ✓ • Copy of the International Application
- ✓ • Copy of the International Search Report
- ✓ • Oath or Declaration
- ✓ • Preliminary Amendments
- ✓ • Small Entity Statement

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

### **SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

PATRICIA A BOOKER

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Telephone: (703) 305-3738

**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/868,075	PCT/IB99/00378	



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/868,075		Bakulesh M. Khamar	

J Philip Polster  
 Polster Leider Woodruff & Lucchesi  
 763 South Ballas Road  
 St Louis Missouri, MS 63141-8750

CONFIRMATION NO. 5439  
 WITHDRAWAL OF ABANDONMENT  
 NOTICE



\*OC000000006950826\*

Date Mailed: 10/30/2001

**WITHDRAWAL OF PREVIOUSLY SENT NOTICE**

It has come to the attention of the Office that the Notice mailed on 08/22/2001 was sent in error. Please disregard that Notice. The application is complete and will be processed for examination. The Official Filing Receipt is enclosed. We apologize for any inconvenience this has caused.

*A copy of this notice **MUST** be returned with the reply.*

Docket No.: KHAB 8076US  
Date: September 14, 2001

In re application of: Bakulesh Khamar  
Serial No.: 09/868,075

For: THE PROCESS FOR MANUFACTURING FORMULATION OF TOPICAL BETA BLOCKERS WITH IMPROVED EFFICACY

Box PCT  
Commissioner for Patents  
Washington, D.C. 20231

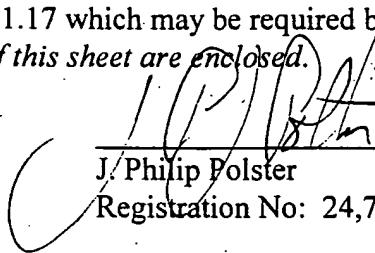
Sir:

Transmitted herewith is:

- A Petition to Revive Application For Patent Abandoned Unintentionally – 37 CFR 1.137(b)
- Preliminary Amendment, along with Specification Paragraphs and Claims Marked to Show Changes Following Preliminary Amendment
- Claiming Small Entity Status
- Information Disclosure Statement, Form PTO-1449 (4 references)
- Copy of Notification of Abandonment

A check in the amount of \$1120.00 is attached.

The Commissioner is hereby authorized to charge any additional fees or credit overpayment under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account 162201. *Duplicate copies of this sheet are enclosed.*

  
J. Philip Polster  
Registration No: 24,739

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Bakulesh Khamar  
SERIAL NO.: 09/868,075  
FILED:  
FOR: THE PROCESS FOR MANUFACTURING FORMULATION OF TOPICAL  
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GROUP ART UNIT:  
EXAMINER:

DOCKET NO.: 8076

U.S. National Stage of  
International Application PCT/IB99/00378  
IA Filing Date: 01 March 1999

Box PCT  
Assistant Commissioner of Patents  
Washington, D.C. 20231

September 14, 2001  
St. Louis, Missouri

Sir:

**PETITION TO REVIVE APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY – 37 CFR 1.137(b)**

The Notice of Abandonment dated 22 August 2001 has been received, and in response thereto applicant respectfully petitions for revival of the application for unintentional abandonment. The entire delay in paying the full U.S. Basic National Fee by 30 months (37 CFR 1.495(b)(2)) from the due date until the filing of this petition was unintentional.

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to, Assistant Commissioner for Patents, Washington D.C., 20231 on September 14, 2001

J. Philip Holster, Reg. No. 24,739

Date

Sept 14, 2001

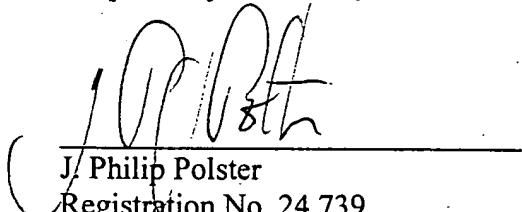
Abandonment occurred because applicant failed to pay the full amount of the national fee on his credit card. Applicant intended that the entire fee would be charged to his credit card. Promptly upon receipt of the notification of abandonment, applicant's undersigned attorney ascertained by telephone to the Office the reason for the abandonment and requested confirmation from the applicant that the abandonment was unintentional. This petition is being filed promptly upon receipt of that confirmation.

Applicant is a small entity.

The full filing fee (\$500) for a small entity is enclosed herewith (code 961) together with the fee (\$620) for this petition (code 241). Please charge any additional costs, or credit any overpayment to Account No. 16-2201.

If this petition is defective in any way, applicant's undersigned attorney urgently requests a telephone call at 314-872-8118, extension 426.

Respectfully submitted,



J. Philip Polster  
Registration No. 24,739  
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